

JOE WARDY
MAYOR

JOYCE WILSON
CITY MANAGER



CITY COUNCIL

SUSAN AUSTIN
DISTRICT NO. 1

ROBERT A. CUSHING, JR.
DISTRICT NO. 2

JOSE ALEXANDRO LOZANO
DISTRICT NO. 3

JOHN F. COOK
DISTRICT NO. 4

PRESI ORTEGA, JR.
DISTRICT NO. 5

PAUL J. ESCOBAR
DISTRICT NO. 6

VIVIAN ROJAS
DISTRICT NO. 7

ANTHONY W. COBOS
DISTRICT NO. 8

PROPOSED AGENDA FOR REGULAR COUNCIL MEETING, COUNCIL CHAMBERS MARCH 22, 2005 9:00 A.M.

ROLL CALL

Invocation – Police and Fire Chaplain Sam Faraone
Pledge of Allegiance

REGULAR AGENDA

1. Economic Development. [Anita Blair]

NOTICE TO THE PUBLIC

All matters listed under the CONSENT AGENDA, including those on the Addition to the Agenda, will be considered by City Council to be routine and will be enacted by one motion unless separate discussion is requested by Council Members or persons in the audience. When the vote has been taken, if an item has not been called out for separate discussion, the item has been approved. Council may, however, reconsider any item at any time during the meeting.

CONSENT AGENDA

2. **APPROVAL OF MINUTES:** [Municipal Clerk, Richarda Duffy Momsen, (915) 541-4127]

Approval of Minutes for Regular City Council Meeting of March 15, 2005, Special City Council Meeting of February 17, 2005 (Joint Meeting with Las Cruces City Council), and Special City Council Meeting of March 15, 2005 (Animal Emergency Center crematorium). Special City Council Meeting Minutes of February 17, 2005 POSTPONED FROM 03/15/05, 03/08/05 AND 03/01/05

3. **REQUEST TO EXCUSE ABSENT CITY COUNCIL MEMBERS:**

4. RESOLUTIONS:

- 4A.** That the Mayor be authorized to sign a Contract of Sale between the CITY OF EL PASO and THE RICHARD W. WILSON & ALMA WILSON REVOCABLE LIVING TRUST for the purchase of a 39.4 square foot parcel of land, being a portion of Lot 1, Block 16, Second Amended Map of West Ysleta, El Paso, El Paso County, Texas (Parcel 5), to be used for the purpose of right-of-way requirements related to the construction of the Dorbandt Street & Drainage Improvement Project. **(District 7)**

Project Fund Department Account PBE04ST108 29123 14200403 508000

[Building and Planning Services, Patricia D. Adauto, (915) 541-4853]

- 4B.** That the City Manager be authorized to sign an Agreement for Architectural Services between the **CITY OF EL PASO** and **MIJARES-MORA ARCHITECTS, INC.**, a corporation, registered in the State of Texas, for architectural consulting services on an "as needed" basis, in connection with construction projects designed by the City in-house or designed by Consultants hired by the City or other services for an amount not to exceed **ONE MILLION AND NO/100 DOLLARS (\$1,000,000.00). (Citywide)**

[Engineering Department, Irene Ramirez, (915) 541-4431]

- 4C.** That the City Manager be authorized to sign an Agreement for Architectural Services between the CITY OF EL PASO and GARLAND KEIRSEY SWIER ARCHITECTS, for a project known as "Shearman and Pecan Grove 2" for an amount not to exceed Forty-Six Thousand Five Hundred One and 15/100 DOLLARS (\$46,501.15). **(Districts 4 and 6)**

[Perspectiva + 3D/I (P+3), Juan Contreras, (915) 225-3449]

- 4D.** That Pete Parraz be reappointed to the Board of Directors of the Industrial Development Authority, Incorporated, effective as of the date hereof, on behalf of Representative District 6. [Representative Paul J. Escobar, (915) 541-4182]

- 5.** Notice to set a public hearing to be held on April 19th, 2005 to determine if the property located at 5557 Peinado Lane in the City of El Paso (legal description on file with the City Clerk) is a fire and safety hazard, and a nuisance and whether the same should be repaired or demolished. First investigated August 31st, 2004. The owner of record as of December 27, 2004, Estate of Stella Oster, C/O I. H. Wolfe, 5557 Peinado Lane, El Paso, Texas 79903, has been notified of the violations at this property. **(District 2)**

[Building Permits & Inspections, Tom Maguire, (915) 541-4588]

- 6.** Request to fill position on a temporary basis in accordance with Article VI, Section 6.6-3, of the Civil Service Charter Provisions:

Laborer (1)

Fund Source: 51010256-01101-51095

[Parks & Recreation, Norman Merrifield, (915) 541-4331]

7. Request for provisional appointment in accordance with Article VI, Section 6.6-2, of the Civil Service Charter Provisions:

Branch Manager (1)

Fund Source: 53010329-501000-01101-53000

[Library, Carol Brey-Casiano, (915) 543-5406]

8. **STAFFING TABLE CHANGE:**

Fire

Delete	1.00	Fire Medic	FS 1
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Add	1.00	Firefighter	FS 1
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Fund Source: 22010100-01101-22000

[Fire Department, Assistant Fire Chief Steve Surface, (915) 771-1000]

9. **BOARD RE-APPOINTMENT:**

Chad G. North to the City Plan Commission by Mayor Joe Wardy.

[Mayor's Office, Adrian Ocegueda, (915) 541-4145]

10. **BOARD APPOINTMENTS:**

10A. Carmen Olivas Graham, Ph.D., to the Workforce Retraining Advisory Committee, as an alternate member, by Representative John F. Cook, District 4.

[Representative John F. Cook, (915) 541-4140]

10B. Ali Boureslan to the Civil Service Commission filling an unexpired term by Representative Presi Ortega, Jr., District 5.

[Representative Presi Ortega, Jr., (915) 541-4701]

11. **RESIDENTIAL STREET LIGHT:** Approve installation, power, and maintenance of residential street light at the following location:

Between 1320 & 1316 Sabrina Lyn Dr. Cost: \$1,200.00 **(District 7)**

Dept ID#01153010, Acct#504420, Fund #16507

[Representative Vivian Rojas, (915) 541-4108]

12. **DISCRETIONARY FUNDS:**

12A. Request authorization to allocate \$1,000.00 from District #8 discretionary funds for the purchase of food, beverages, supplies and entertainment for the Great American Clean-Up Event that will take place at 9:00 a.m. on April 23, 2005 at Houston Park. This event is being sponsored by Keep El Paso Beautiful and Neighborhoods First Initiative.

ID# 01153012, Acct.# 504420, Project# PD80429, Fund 16508, Class 01001

[Mayor Pro-Tem Anthony W. Cobos, (915) 541-4123]

12B. Request approval to allocate \$250.00 from District 8 Discretionary Funds to the El Paso Public Library for the "Dia De Los Niños - Dia De Los Libros" Annual Event to be held at Washington Park on April 30, 2005.

(ID#01153012, Acct. #504420, Project #PD80429, Fund# 16508, Class# 01001)

[Mayor Pro-Tem Anthony W. Cobos, (915) 541-4123]

13. Request that the Director of Purchasing be authorized to issue a Purchase Order to CI Technologies who is the sole provider of technical support for IAPRO, Internal Affairs Professional Standards Software. IAPRO was created, developed and offered exclusively by CI Technologies. Total Amount \$30,200.00.

Award amount is \$30,200.00

Funds available in: 04200401-29209-508010 Project PMB0005009

Funding Source: 2004 Capital Acquisitions, Data Processing Equipment

Department: Police

[Purchasing Department, Ray Heredia, (915) 541-4316]

14. Request that the City Manager be authorized to exercise the City's option to extend the term of the agreement for one (1) additional year, from May 1, 2005, through April 30, 2006, pursuant to the provisions of contract 2002-123, Security Guard Services for Police (Headquarters & Abandon Auto), with Mike Garcia Merchant Security, Inc., El Paso, Texas.

Option No.: ONE [OF ONE]

Account No.: 21010061-01101-502212 & 21150064-16413-502212

Funding Source: Police General Funds & Restricted Funds, Security Contracts

Amount: \$174,369.44 Estimated Annually

Department: Police

[Purchasing Department, Ray Heredia, (915) 541-4316]

15. Request that the City Council authorize an emergency procurement and that the City Manager be authorized to sign a contract with Star Construction in the amount of \$52,240.00 for the construction/replacement of the roof at the Paul Harvey Park Shelter Building.

Background: During the week of December 13 to 18, high winds damaged the roof of the shelter, the wind blew away considerable portions of the roofing membrane (shingles) and roof deck (plywood). Adverse weather conditions through the rest of December further deteriorated the remaining roof structure increasing the potential for injury to the park visitors, damage to adjacent private properties and additional damage to the shelter structure.

This procurement is necessary to preserve the public property of the municipality and is exempt from the competitive bid requirements of Chapter 252 of the Local Government Code, as noted in Section 252.022 General Exemptions.

Department: Parks and Recreation

Funds Available in: 14200401-PBE04PA103-29103-508027

Funding Source: 2004 Bond Election

Amount: \$52,240.00

District: 8

[Purchasing Department, Byron Johnson, (915) 541-4308]

16. BEST VALUE PROCUREMENT:

This contract shall be awarded to the bidder who provides the best value to the City. The City may consider price and other relevant criteria listed in the request for bids.

Solicitation No.: 2005-068 Janitorial Services Carolina Recreation Center
Award to: ADEFTO Building & Ground Service
El Paso, TX
Item (s): All
Amount: \$18,868.93 (estimated yearly)

Department: Parks & Recreation
Funds available: 51010256-01101 & 51510073-16308-502206
Funding source: Parks General Funds & Users Fee, Maintenance
Total award: \$56,060.79 (estimated)
District (s): 3

Parks & Recreation, Center Staff, and Purchasing recommend award as indicated, Adefto Building & Ground Service provided the Best Value bid.

This is a thirty-six month contract with no option to renew.
[Purchasing Department, Ray Heredia, (915) 541-4316]

17. REQUEST FOR PROPOSAL:

This competitive sealed bid proposal is being awarded to the responsible offeror whose proposal is determined to be the most advantageous to the City, considering the relative importance of price and the other evaluation factors included in the request for proposal.

Solicitation No.: 2005-109R Comprehensive Airport Liability Insurance
Award to: Stinson and Son Insurance Agency
El Paso, Texas
Amount: \$120,000.00 (estimate)

Department: Aviation
Funds available: 62620001-504402
Funding source: General Liability Insurance Expense
Total award: \$360,000.00 (estimated)
District (s): 3

Award RFP 2005-109R "Comprehensive Airport Liability Insurance" for the Department of Aviation, to Stinson and Son Insurance Agency as per the recommendation of the Department of Aviation and the Review Committee. Stinson and Son Insurance Agency provided the best proposal to meet the needs of the Department of Aviation.

This is a three (3) year contract based on a Request for Proposal (RFP). Fixed rates are quoted for the 1st year offered. The Contract will officially begin at 12:01 AM, April 1, 2005. \$120,000.00 Estimated Per Year. Annual premiums for years 2 and 3 will be contingent upon loss runs, new acquisitions and State mandated modifiers.

Furthermore, it is requested that staff be authorized to negotiate, the City Attorney's Office to review and that the City Manager execute any additional documents as necessary. [Purchasing Department, Enrique Acosta, Jr., (915) 541-4267]

18. BIDS:

If apparent low bidder is disqualified for any reason, City Council reserves the right to exercise any option legally available under the law by awarding bid to next lowest responsive and responsible bidder even though the bidder is not named on this agenda.

18A. Solicitation No.: 2005-063 Proprietary Parts & Service-Carrier HVAC Systems
Award to: Carrier Commercial Service
 El Paso, Texas
Item (s): Part A & Part B
Amount: \$50,000.00 (estimated annually)

Department: Building Maintenance
Funds available: 31010326-503200-01101
Funding source: Building Maintenance General Operating Funds
Total award: \$150,000.00 (estimated)
District (s): **All**

The Building Maintenance and Purchasing Departments recommend award as indicated to the lowest responsive offer meeting specifications, from responsible parties.

Vendor offers the City a prompt payment discount of 1.25% 10 days.

This is a Requirements Type Contract with an initial term of Thirty-Six (36) months.
[Purchasing Department, Jesus M. Juarez, (915) 541-4317]

18B. Solicitation No.: 2005-088 High Pressure Coupled Hose Line & Hose Machines
Award to: Granberry Supply Corporation
 El Paso, Texas
Item (s): Group I, #1 through #6, Group II, #1 (all)
Amount: \$65,000.00 (estimated annually)

Department: Fleet Service
Funds available: 37370510-503121-45202
Funding source: Fleet Service Internal Service Fund
Total award: \$195,000.00 (estimated)
District (s): **All**

The Fleet Service and Purchasing Departments recommend award as indicated to the lowest responsive offer meeting specifications, from responsible parties.

Vendor offers the City the option to extend the term of the contract at the same unit prices for two (2) additional years if the option is exercised within two (2) years from the date of the award.

Vendor also offers the City a prompt payment discount of 3 % ten (10) days or 2% twenty (20) days or 1% thirty (30) days.

This is a Requirements Type Contract with an initial term of Thirty-Six (36) months.
[Purchasing Department, Jesus M. Juarez, (915) 541-4317]

19. BUDGET TRANSFERS: [Office of Management and Budget, David Almonte, (915) 541-4011]**19A. BT2005-779 PARKS AND RECREATION**

This budget transfer requests an increase in an existing appropriation to fund completion of the Parks Master Plan. \$100,000 is already appropriated and the total cost of this will be \$200,000. Money is available in Fund Balance.

(Districts-All)

Increase	\$100,000	to	51010279/P50020116301/407002	Est Rev
Increase	\$100,000	to	51010279/P50020116301/502115	MgmtCnsltSvc

19B. BT2005-780 PARKS AND RECREATION

This budget transfer requests a new appropriation for the Multipurpose Center to operate a Summer Club Rec. Program. This center will receive no CDBG funds and will pay for this program through User Fees. **(District 3)**

Increase	\$9,600	to	51510032/P50022516325/404304	ChildCare/CR
Increase	\$1,600	to	51510032/P50022516325/502206	JantrlSvc
Increase	\$2,000	to	51510032/P50022516325/502215	ContNOC
Increase	\$2,000	to	51510032/P50022516325/503115	Food&Bev
Increase	\$2,000	to	51510032/P50022516325/503116	RecSup
Increase	\$2,000	to	51510032/P50022516325/504422	FieldTrips

19C. BT2005-782 AIRPORT

Continental Airlines has an excess jet bridge located at El Paso International Airport. A new jet bridge has a market value of \$500,000 or more. With the current state of the airline industry, used jet bridges have a very small market and we are in a buyers market. As a result, this is a good buy for EPIA and fair to Continental. Owning an additional jet bridge is a benefit to EPIA and gives us flexibility in handling additional air service. We believe \$10,000 is a bargain for this equipment.

Increase	\$10,000	to	62620020/P50000441022/508003	Bldg Imprvmt
Increase	\$10,000	to	62620020/P50000441022/407001	Intrafd Trf (U)
Increase	\$10,000	to	62620018/P50000241021/407002	Est Rev
Increase	\$10,000	to	62620018/P50000241021/507001	Intrafd Trf (S)

19D. BT2005-783 AIRPORT

Transfer of funds to set up funding for the Terminal Expansion Joint Project.

Increase	\$ 500	to	62620028/PAP003541075/502302	PrintShopChg
Increase	\$ 200	to	62620028/PAP003541075/502304	MailRoomChg
Increase	\$10,000	to	62620028/PAP003541075/508016	Arch & Design
Increase	\$ 2,300	to	62620028/PAP003541075/508021	CEngAdmChg
Increase	\$ 1,000	to	62620028/PAP003541075/508024	Testing
Increase	\$ 2,000	to	62620028/PAP003541075/508026	Inspections
Increase	\$30,000	to	62620028/PAP003541075/508027	Construction
Increase	\$ 4,000	to	62620028/PAP003541075/508051	CProgMgmt
Increase	\$50,000	to	62620028/PAP003541075/407001	Intrafd Trf In

Increase \$50,000 to 62620018/P50000241021/407002 Est Rev
Increase \$50,000 to 62620018/P50000241021/507001 Intrafd Trf Out

19E. BT2005-787 PARKS AND RECREATION

This budget transfer requests a new appropriation to purchase three additional treadmills for the Eastwood Recreation Center. These are required to meet customer demand for aerobic equipment. Money is available in User Fee surplus. **(District 5)**

Increase \$10,000 to 51510075/P50025116338/407002 Est Rev
Increase \$10,000 to 51510075/P50025116338/508009 Furn & Fixt

20. APPLICATION FOR USE OF CITY PARKS/STREETS & SIDEWALKS:

Permission to use public streets, sidewalks or parks for special events does not constitute endorsement by the City of El Paso of the contents of any expression that takes place during these events.

Grace Christian Center to use amplification (2 speakers and 2 microphones) at Lincoln Park-4001 Durazno St. on March 26, 2005 from 12:00 p.m. to 4:00 p.m. for an Easter egg hunt. Approximately 13 persons will take part and 150 spectators are anticipated.

PERMIT NO.05-021 **(District 8)** [Chris Acosta]

NO OBJECTIONS FROM PARKS DEPARTMENT. THE EL PASO POLICE DEPARTMENT HAS NO OBJECTION WITH THIS EVENT. THE DEPARTMENT WILL MONITOR THE EVENT AS NECESSARY WITH THE DISTRICT CAR. THERE WILL BE NO COST TO CITY OR APPLICANT. THE OFFICE OF BUILDING PERMITS & INSPECTIONS RECOMMENDS APPROVAL.

REGULAR AGENDA

21. INTRODUCTION OF ORDINANCES PURSUANT TO SECTION 3.9 OF THE EL PASO CITY CHARTER:

21A. An Ordinance to amend Title 19 (Subdivisions), Chapter 19.12 (Parkland Dedication), Section 19.12.050 (Standards for Deeded Parkland), Subsection 19.12.050.A.1 (General Characteristics) of the El Paso Municipal Code to increase the size of parkland sites that require an affirmative recommendation by Director of Parks and Recreation before approval of such by the City Plan Commission. [Parks & Recreation, Norman Merrifield, (915) 541-4331]

21B. An ordinance incorporating the El Paso Water Utilities Public Service Board Westside Master Plan as a specific study area plan into the city's comprehensive plan, *The Plan for El Paso*, and which plan shall amend the *Plan For El Paso* and the Year 2025 General Land Use Map incorporated therein. **(District 1)**
[Planning Research and Development, Frank Delgado, (915) 541-4730]

21C. An ordinance amending the 2025 Proposed Thoroughfare System as detailed in the map atlas of *The Plan for El Paso* and its related documents as originally approved by the El Paso City Council in 1999, and as subsequently amended. **(District 1)** [Planning Research and Development, Chuck Kooshian, (915) 541-4632]

PUBLIC HEARING WILL BE HELD ON APRIL 5, 2005 FOR ITEMS 21A – 21C

21D. An Ordinance changing the zoning of portion of Lot 1, Block 146A, Vista Del Sol Unit 52, El Paso, El Paso County, Texas from R-3 (Residential) to C-1

(Commercial). The penalty being as provided in Chapter 20.68 of the El Paso Municipal Code. Applicant: Desert View United Church of Christ. ZON05-00004
(District 7) [Planning, Research and Development, Fred Lopez, (915) 541-4925]

PUBLIC HEARING WILL BE HELD ON APRIL 12, 2005 FOR ITEM 21D

Public Hearings will be held as part of the regular City Council meeting which begins at approximately 9AM. All interested persons present shall have an opportunity to be heard at that time. After the public hearings, Council may also delay taking action on Ordinances, no requirement is made by Section 3.9B of the El Paso City Charter to publish any further notice. Copies of all Ordinances are available for review in the City Clerk's office, 2 Civic Center Plaza, Monday through Friday, 8AM to 5PM.

**22. INTRODUCTION AND PUBLIC HEARING –
FINANCIAL & ADMINISTRATIVE SERVICES:**

An Ordinance authorizing the issuance of "City of El Paso, Texas, General Obligation Refunding Bonds, Series 2005"; levying a continuing direct annual ad valorem tax for the payment of said bonds; establishing procedures for the sale and delivery of the bonds; and delegating matters relating to the sale and issuance of the bonds to an authorized City officer or employee.

[Delgado, Acosta, Braden & Jones, P.C., Paul A. Braden, Bond Counsel, (915) 544-9997]

23. MAYOR AND COUNCIL:

23A. Discussion and briefing regarding legal fees paid by the City of El Paso to outside attorneys in private practice; to include the name of the firms, the total amount paid, billable hours and hourly rate.

[Representative John F. Cook, (915) 541-4140]

23B. Discussion and action on the approval of the "2005 Federal Legislative Priorities" for the City of El Paso. [Mayor's Office, Philip LoPiccolo, (915) 541-4145]

23C. Discussion and action to direct the City Manager to institute a moratorium for 90 days on the request by the Animal Emergency Center's proposed crematorium incinerator at 1220 Airway until a complete review is conducted by the Health Legislative Review Committee due to high public concern.

[Representative Jose Alexandro Lozano, (915) 541-4515]

23D. Discussion and action to direct the City Manager to establish a license ordinance to regulate crematorium incinerators in the City of El Paso consistent with all local, state and federal government and environmental codes.

[Representative Jose Alexandro Lozano, (915) 541-4515]

24. PURCHASING:**24A. BID:**

If apparent low bidder is disqualified for any reason, City Council reserves the right to exercise any option legally available under the law by awarding bid to next lowest responsive and responsible bidder even though the bidder is not named on this agenda.

Solicitation No.: 2005-062 Citywide Parks Improvements Bid Package #3
(Cielo Vista, Dolphin, H. T. Ponsford,
Modesto Gomez, Palo Verde)

Contractor: Blair-Hall Co., Inc.
El Paso, TX

Department: Parks and Recreation
Funds Available: 14101001-PQLPA189-60183-508027
Funding Source: 2000 Quality of Life Bond Election
Items: Base Bid I \$517,000.00

Alternate #1B \$ 9,200.00

Alternate #1C \$ 1,600.00

Alternate #1D \$ 12,400.00

Alternate #2A \$ 74,400.00

Alternate #2B \$ 45,400.00

Alternate #2C \$ 48,900.00

Alternate #2E \$ 25,900.00

Alternate #3A \$ 22,100.00

Alternate #3B \$ 23,400.00

Alternate #3C \$ 17,600.00

Total Award: \$797,900.00

District (s): 1, 3, 4, and 8

RECOMMENDATION:

The Department of Parks and Recreation, and Project Manager, Perspectiva 3/DI, recommend the award of this contract to Blair-Hall Co., Inc., the low responsible, responsive bidder. It is requested that the City Manager be authorized to sign the referenced contract. Additionally, it is requested that the City Manager and Staff be authorized to execute budget transfers for this award and project, as necessary.

As part of the award of this contract, the City Engineer is authorized to approve contract changes which are necessary for proper construction of the work and carrying out the intent of the design, but which do not increase the scope of the contract as awarded, in an amount not to exceed \$25,000 per numbered change order, and not to exceed the total of 25% of the original contract price as awarded, without further authorization by City Council.

[Purchasing Department, Barbara Crumley, (915) 541-4315]

- 24B.** Rejection of RFP 2005-104R, Building Space Rental - Eastside Health Clinic. Proposer, GGIA II, withdrew their proposal. The user department will review this requirement. A new request for bids will be issued.

Department: City-County Health District
[Purchasing Department, Ray Heredia, (915) 541-4316]

- 24C.** Discussion and action on a resolution that the City Manager be authorized to execute a State Use Contract between the CITY OF EL PASO, TEXAS INDUSTRIES FOR THE BLIND AND HANDICAPPED (TIBH), and BORDER TM INDUSTRIES, INC. to provide specified grounds maintenance services for the El Paso International Airport in the amount of \$6,563.50 monthly for the period from April 1, 2005 through March 31, 2006 and that it is in the best interest of the City for this grounds maintenance service function to be performed through contract. This Contract is subject to the approval of the City's Civil Service Commission.

Department: Department of Aviation
 Funds available: 62620005 - 502206
 Funding source: Airport Operating Fund
 Total amount: \$78,762.00 (estimated annually)
District (s): 3
 [Purchasing Department, Enrique Acosta, Jr., (915) 541-4267]

25. PUBLIC HEARING – BUILDING PERMITS AND INSPECTIONS:

Public hearing to determine if the property located at 1105 Loma Verde Drive, in the City of El Paso (legal description on file with the City Clerk) is a fire and safety hazard, and a nuisance and whether the same should be repaired or demolished. First investigated July 19th, 2004. The owners of this property, Lawrence W. & Catherine J. Few, 1105 Loma Verde Drive, El Paso, Texas 79936, have been notified of the violations at this property. **(District 6)** [Building Permits & Inspections, Tom Maguire, (915) 541-4588]
 POSTPONED FROM 01/25/05, 11/30/04, 11/02/04 AND 10/12/04

26. PUBLIC HEARINGS – PLANNING, RESEARCH AND DEVELOPMENT:

- 26A.** Discussion and action on a Resolution authorizing the Mayor to sign an amendment to a zoning contract between the City of El Paso and Richard L. Moore and A. Elizabeth Moore amending the zoning contract dated September 16, 1969 and as imposed by Ordinance No. 4271 to delete a condition for the property described as Lot 1, Block 1, Alta Mira Addition, El Paso, El Paso County, Texas. The penalty being as provided in Chapter 20.68 of the El Paso Municipal Code. Applicant: Willis E. Maxwell. ZON04-00145. **(District 2)**
 [Planning, Research and Development, Rudy Valdez, (915) 541-4635]
 POSTPONED FROM 03/15/05, 02/15/05 AND 02/08/05

- 26B.** An Ordinance changing the zoning of Parcel 1: A portion of Sections 22, 23, 26, and 27, Block 80, Township 2, Texas and Pacific Railroad Company Surveys, El Paso, El Paso County, Texas from M-1 (Light Manufacturing) to A-3 (Apartment); and Parcel 2: A portion of Section 27, Block 80, Township 2, Texas and Pacific Railroad Company Surveys, El Paso, El Paso County, Texas from M-1 (Light Manufacturing) to C-4 (Commercial). The penalty being as provided in Chapter 20.68 of the El Paso Municipal Code. Applicant: City of El Paso, Texas. ZON05-00003 **(District 2)**
 [Planning, Research and Development, Fred Lopez, (915) 541-4925]

- 26C.** An Ordinance amending Title 20 (Zoning) of the El Paso Municipal Code, by amending Section 20.04.520 (Administrative Provision; Notice-Method) to require that required signage be comprised of plywood, metal material, or other material approved by the Director of Planning. The penalty is as provided in Chapter 20.68 of the City of El Paso Municipal Code.

[Planning, Research and Development, Fred Lopez, (915) 541-4925]

27. PUBLIC HEARING – EL PASO WATER UTILITIES PUBLIC SERVICE BOARD:

An Ordinance providing for the issuance and sale of approximately \$51,500,000 City of El Paso, Texas, Water and Sewer Revenue Refunding Bonds, Series 2005-B; approving a purchase contract; approving an official statement; and enacting provisions related thereto. [PSB Bond Counsel, Paul A. Braden, (915) 544-9997]

- 28.** The City Council of the City of El Paso may retire into EXECUTIVE SESSION pursuant to Section 3.5A of the El Paso City Charter and the Texas Government Code, Chapter 551, Subchapter D, to discuss any of the following: (The items listed below are matters of the sort routinely discussed in Executive Session, but the City Council of the City of El Paso may move to Executive Session any of the items on this agenda, consistent with the terms of the Open Meetings Act.) The City Council will return to open session to take any final action and may also, at any time during the meeting, bring forward any of the following items for public discussion, as appropriate.

Section 551.071 CONSULTATION WITH ATTORNEY

Section 551.072 DELIBERATION REGARDING REAL PROPERTY

Section 551.073 DELIBERATION REGARDING PROSPECTIVE GIFTS

Section 551.074 PERSONNEL MATTERS

Section 551.076 DELIBERATION REGARDING SECURITY DEVICES

Section 551.087 DELIBERATION REGARDING ECONOMIC DEVELOPMENT NEGOTIATIONS

Discussion and action on the following:

- 28A.** *Asarco v. TCEQ v. the City of El Paso*, In the 261st District Court of Travis County, Texas; Cause No. GN401709 (551.071)

[City Attorney's Office, James A. Martinez, (915) 541-4550]

- 28B.** ASARCO Incorporated Air Quality Permit No. 20345; TCEQ, Docket No. 2004-0049-AIR (551.071) [City Attorney's Office, James A. Martinez, (915) 541-4550]

Sign Language interpreters are provided for regular City Council meetings. Copies of this Agenda will be provided in Braille, large print or audio tape upon requests made a minimum of 48 hours prior to the meeting.

Hearing Assistance Devices are available upon request.

ALL CITY COUNCIL AGENDAS ARE PLACED ON THE INTERNET EVERY FRIDAY AT THE ADDRESS BELOW:

<http://www.elpasotexas.gov>